

MINUTES OF THE
MAG MANAGEMENT COMMITTEE RETREAT
November 30, 2001
Doubletree Guest Suites
320 N. 44th Street
Phoenix, Arizona

MEMBERS ATTENDING

Lloyd Harrell, Chandler, Chairman	Terry Ellis, Peoria
Scott Schrader, Avondale	Frank Fairbanks, Phoenix
Joe Blanton, Buckeye	Cynthia Seelhammer, Queen Creek
Jon Pearson, Carefree	* David Easchief, Salt River Pima-Maricopa
Usama Abujbarah, Cave Creek	Indian Community
Stuart Brackney, El Mirage	Jan Dolan, Scottsdale
*Paul Nordin, Fountain Hills	Miryam Gutier for Bill Pupo, Surprise
Shane Dille, Gila Bend	Shannon Wilhelmsen for Will Manley,
Urban Giff, Gila River Indian Community	Tempe
George Pettit, Gilbert	Ralph Velez, Tolleson
*Martin Vanacour, Glendale	Fred Carpenter, Wickenburg
Stephen Cleveland, Goodyear	*Petra Mendez, Youngtown
Tom Morales, Guadalupe	Chuck Eaton for Victor Mendez, ADOT
*Horatio Skeete, Litchfield Park	David Smith, Maricopa County
Mike Hutchinson, Mesa	Ken Driggs, RPTA
Tom Martinsen, Paradise Valley	+Curtis Shook, Apache Junction

*Those members neither present nor represented by proxy.

+ Non-voting

Call to Order

The meeting was called to order by Chairman Lloyd Harrell, Chandler, at 8:40 a.m. Self introductions followed. Chairman Harrell stated that goals for next year would be discussed and any modifications could be made, as appropriate. He noted that a revised version of the agenda was at each place.

Review and Discussion of the MAG Governance Task Force Recommendations

Mr. Bourey stated that the Governance Task Force met November 29, 2001 to finalize their recommendations. He explained that the Task Force wanted concepts to be dealt with, and not details. Mr. Bourey stated that at each place was a copy of the Governor's Transportation Vision 21 Task Force revised recommendation to establish a regional authority that would be a regional transportation and land use authority. He stated that this authority would be a separately elected body that would develop a regional land use plan. Mr. Bourey stated that the Vision 21 Task Force will present their report to the Governor on December 13, 2001.

Chairman Harrell asked MAG Governance Task Force members to provide comments. Stephen Cleveland stated that the evolution for the examination of governance began about one year prior at the suggestion by the Management Committee to include managers in this process to improve the current way MAG does business, especially in seeking the extension of the half cent sales tax. Mr. Cleveland stated that not only was the half cent sales tax a consideration, but the Governor's Transportation Vision 21 Task Force was looking at transportation, so an examination of MAG's function as an organization, the structure and how they could be improved, was needed.

Mr. Cleveland stated that through that process, the Task Force realized that part of these discussions needed to look beyond MAG's bounds. The argument has been that MAG does not represent all of the interest groups. An advisory group was formed that included business leaders and legislators, who were asked for their advice. They suggested MAG had fundamental issues, including the public perception that MAG doesn't do a good job and there is parochial divvying up of money. Mr. Cleveland stated that if MAG is perceived as not doing a good job, MAG needs to do something about it, even though it is doing a good job.

Mr. Cleveland stated that another issue identified was accountability. The Advisory Committee felt that a mayor is not directly elected for regional decisions and how are they held accountable for these regional decisions? The Advisory Committee felt that more focus was needed at the technical/advisory levels, and to give more meaningful authority.

Mr. Cleveland stated that the questions asked included: How many business leaders? Do I still have control? He stated that in hindsight, three months ago the concepts could have been agreed to, then the Regional Council could have looked at the concepts and put in some structure to make it happen.

Tom Martinsen stated that he was unable to attend the November 29th Task Force meeting, and this was his first opportunity to see the finalized recommendations from that meeting. He expressed his support for some of the concepts. Mr. Martinsen offered a different perspective on the process that brought the Task Force to this point. In the beginning, adding three business members to the Regional Council was discussed. Generally, people didn't support that. Mr. Martinsen expressed that a look at basic policy issues is the right direction. Mr. Martinsen stated that the Task Force considered incorporating non-government people elsewhere in the organization. He stated that streamlining the process by consolidation functions appealed to him. Mr. Martinsen stated that the Task Force introduced the idea of land use. MAG's role in land use planning is a legitimate question, and has not yet been addressed. MAG will probably need to examine this issue now that the issue has been opened up and others will be looking at it. Mr. Martinsen commented that MAG is on the right track in regard to expanding geographically.

Jan Dolan stated that from her perspective, what MAG is facing is that there has not been adequate time to do the comprehensive job Mr. Martinsen mentioned, but is facing the pressure to change or it will be done for us. Whether valid or not, the current governance structure of MAG does not satisfy the Legislature when it comes to an accountable group making transportation decisions for the region. They are intent on MAG changing. They have indicated that if they are to support some kind of tax extension for transportation purposes, there needs to be some change. Ms. Dolan stated that if they hold these beliefs so strongly, without that change, the tax election isn't likely to be successful.

Ms. Dolan stated that the Legislature will be provided with the Vision 21 report, and lacking any alternatives, they will move to act on that. Then, there will be another body making transportation decisions for the region and MAG needs to take control of that. Ms. Dolan stated that the Task Force recommendations were made in the spirit of knowing that quick action was needed. She mentioned that the Regional Council needs to be aware that a change is necessary, and their role will still be maintained in this process. Ms. Dolan stated that was why the Task Force looked at having the policy issues, and at expanding the executive committee that would make decisions that could only be overruled by a super majority. She explained that specific details were left out so people wouldn't debate the details rather than the concepts. Ms. Dolan stated that now MAG can go to the Legislature and show that an effort was made to include other interests.

Chairman Harrell asked if there were any questions. Mike Hutchinson asked if the Task Force had voted on the recommendations. Ms. Dolan replied that the Task Force had voted on all of the recommendations. She added that all of the votes were unanimous except one, where Bill Pupo voted no on the executive committee recommendation.

Frank Fairbanks asked for an explanation of the recommendation, "That data compiled on residential developments of significance would be integrated into the TIP and Long Range Transportation Plan, and 208 approval processes, where there is an action that would be going forward to the Regional Council." Chairman Harrell suggested discussing each of the recommendations in order, to ensure members were comfortable with the recommendations. Any comments could be conveyed to the Regional Council. Mr. Fairbanks asked if it was envisioned that another committee would be formed to flesh out the recommendations, after Regional Council approval of the concepts. Mr. Bourey replied that the Regional Council will discuss the recommendations at their meeting in December and their retreat in January. Mr. Bourey mentioned that the Task Force was an idea of the Management Committee, after a White Paper had been presented to them. The Management Committee wanted a more deliberative process for looking at these issues. He stated that the Regional Council indicated that was a good idea.

Mr. Fairbanks stated that the issue is a mix of perception and reality, and it is difficult to differentiate between the two. He stated that some of the conflict around this issue has to do with the reality vs. the perception by the community. Many in MAG believe if it's not broken, why fix it? Mr. Fairbanks stated that to an extent for those inside MAG, MAG feels like family, and families have some disagreements. In the end, members settle those disagreements and buy into the solution. He stated that some of these issues are reported in the press where it looked like the third world war. The community does not realize that the hatchet has been buried. To the outside, the perception is that things are broken.

Mr. Fairbanks stated that he did not feel the changes were major, and generally are excellent. Mr. Fairbanks stated he would support even stronger change. In the end, MAG needs to choose between evolution and revolution. Not changing is making a choice. When that happens there is a crisis, and then there is dramatic change. Mr. Fairbanks stated that if MAG evolves, change is chosen and controlled. If change isn't enough, there might still have to be a revolution. MAG needs to move forward, and improve. Mr. Fairbanks stated there may be debate about what "improve" is, but otherwise you go out of business. Does MAG direct and control in an evolutionary way, or wait until something happens that can't be controlled?

Ken Driggs stated his agreement with Mr. Fairbanks. He mentioned that member agencies share some of the blame about negative comments, and referred to recent news reports to form another county. MAG needs to show a united front and not show a divisive side. Mr. Driggs stated that there are squabbles and battles, but in the end, members make it work. If members take responsibility that they will make a commitment to work together, those who want to undermine MAG will not have cannon fodder.

Tom Morales stated that he agreed that MAG needs to evolve. He asked if detail would be discussed as the recommendations are reviewed? Chairman Harrell replied that the recommendations would be discussed to ensure that members are comfortable them, and if any amending is needed. Structure to these policy issues will be discussed at a later date.

Jon Pearson stated that it seemed that the process was gutting the authority of the Regional Council. There is a tradition that communities are represented by their chief elected officer. The Mayor does the best job of representing them. Mr. Pearson noted that the first recommendation takes away that authority. He asked why, as a regional authority, would MAG do that? Mr. Pearson asked why doesn't MAG stand up to those who are making the challenges?

Chairman Harrell stated that staff would provide a review of each recommendation. Mr. Bourey introduced John Parr, who has been working with the Task Force throughout the Governance issue.

Mr. Cleveland stated that prior to discussion of the recommendations, a consensus is needed that there is a problem and the MAG structure is not achieving what it needs to. If MAG desires to have a role and manage the sales tax money, MAG needs to have outsiders. The Legislature gives MAG the authority to manage the sales tax money. They have indicated they will not give that authority to MAG in its present form. Mr. Cleveland stated that there is also the Vision 21 recommendation that will strip the authority from MAG. He stated that the question is does MAG want to evolve on its own or let outside forces do it?

Ms. Dolan stated that she spent a great deal of time talking to business leaders and individual legislative members, about their perception of MAG and their willingness to authorize a ballot measure. They said they would not be willing if the current structure of MAG is responsible for controlling those funds. Ms. Dolan stated that they believe that elected officials on the Regional Council aren't accountable for the region, they are instead accountable for the jurisdiction from which they were elected. She stated that this concept still gives elected officials decision making authority, and provides a mechanism for others to be invited into that decision making. Ms. Dolan stated that standing up to these people will not change their minds.

Mr. Hutchinson asked about the Governor's Transportation Vision 21 Task Force process? Mr. Bourey explained that the idea of the Vision 21 Task Force came out of a Town Hall in 1997. He stated that the Task Force will meet with the governor on December 13th. She will review their recommendations. Mr. Bourey stated that there will likely be some legislation brought forward. Mr. Bourey added that the 31 members of the Vision 21 Task Force have strong beliefs to change the process. He stated that he attended dozens of Task Force meetings over the past three years. The Task Force arrived at this regional authority for lack of any better alternative. Mr. Hutchinson asked who staffed the Task Force. Mr. Bourey replied that ADOT provided the administrative function. He added that the Task Force has

spent more than \$1 million on its efforts. Mr. Bourey stated that there was no local government participation on the Task Force. Mr. Hutchinson asked Mr. Bourey if he had a sense of the Governor's feeling toward the Vision 21 recommendations. Mr. Bourey replied that the Governor supports some, but not all of the recommendations. Mr. Bourey added that the co-chairs are Marty Shultz and Sharon Megdal. There are three subcommittees, two chairs for each of those.

Mr. Fairbanks stated that his City's position has been presented to the chairs with little impact. He indicated that there are many forces driving the process.

Mr. Morales expressed concern with the evolution process. If detractors don't get what they want, it will be a futile process.

Ms. Dolan stated that MAG will be unable to sway them with the current structure. The Governance Task Force tried to come up with a structure that would be acceptable, with both political and private sectors, so the Legislature would realize that another body is not needed. Ms. Dolan stated that some reconstitution may sway them. Mr. Bourey stated that the Vision 21 Task Force members do not necessarily feel that all of their recommendations would be the solution. It is a starting point for negotiation.

Curtis Shook asked if the Governor decides she likes some, none, or all of the Task Force recommendations, is it a legislative or administrative process to make changes? Mr. Bourey replied that most all would require legislation.

Ms. Dolan stated that the Governor's support may help in the Legislature. If MAG can convince the Legislature that the changes MAG has made are good, then perhaps they won't need to use the Vision 21 recommendations.

Mr. Driggs expressed that the recommendations of the Vision 21 Task Force were seriously flawed. He indicated that he thought their recommendations would not be fully supported. Mr. Driggs stated that some parts might be extracted and be useful. He explained that the Vision 21 Task Force originally got together to talk about funding issues, not governance. They are now running amok with their role to form a new governance structure. They are looking at raising taxes while people are looking at fiscal restraint, and without the vote of the people. Mr. Driggs stated that there are Vision 21 concepts which have very little chance of passing. He added that the Vision 21 Task Force misread their obligation and have produced a document unacceptable to most cities and to the public. Mr. Driggs stated that it is important to be proactive with recommendations. He expressed that he felt the Vision 21 recommendations will not pass, and that there is a good chance that more than a year from now the funding issues will be talked about again and it will go back to the legislature for the sales tax extension.

Chairman Harrell stated that members needed to decide as a group whether to take changes to the MAG process to the Regional Council. He stated that a motion could be made on whether the changes would be discussed or not. Mr. Hutchinson asked if the recommendations would be wordsmithed? Chairman Harrell replied that questions could be asked, or comments made, but no changes to the language would be made.

Mr. Cleveland stated that it is important that all understand the recommendations and be in a position to intelligently provide answers on what they mean and how they will allow this organization to evolve. Whether MAG members agree that the system is not broken, there is a threat. MAG is trying to share information, say this is a concept, this is how it works, so the Regional Council can endorse and say go back and work on the details.

Mr. Bourey read Recommendation #1 that stated: "That the Regional Council consider the concept of a policy and advisory committee structure that would integrate transportation, land use and air quality policy. This would include business representation and other stakeholders. The policy committee would have additional power that could not be overruled with a simple majority vote." Mr. Bourey stated that this is what many business community representatives said that they wanted, that being on the committees where the work is done, is the most important thing to them. Mr. Bourey stated that another issue debated was the issue of integrating transportation, land use and air quality. He added that the last part was strengthening the transportation policy committee so that decisions made by that committee could not be overruled by a simple majority.

Terry Ellis asked how the concept of the integration of land use and transportation originated? Mr. Bourey replied that there was a clear idea that building transportation facilities alone will not solve the problems. Integrating land use with transportation is needed. Mr. Bourey mentioned that land use is essential to the solution. Mr. Ellis asked if the general concept was discussed or specifics also? Mr. Bourey replied that it was a conceptual discussion.

Scott Shrader asked for clarification of the differences between the copy of the recommendations included in the agenda packet and the copy at each place. Mr. Bourey explained that the agenda packet was mailed after the November 1st Task Force recommendations had been made, which had more detail. He stated that at the November 29th Task Force meeting, members felt detail would bog down the discussion and could result in missing the larger picture of the concepts. Mr. Bourey stated that the Task Force voted to concentrate on the conceptual recommendations.

Mr. Fairbanks noted that the recommendations do not change MAG, just a map of what could change. The changes will be voted on later by the Regional Council with a majority vote to adopt general action items that will take place.

Chairman Harrell stated that members should disregard the earlier work. If there are changes that are going to be adopted, they will come back to the Management Committee.

Mr. Shook asked if the Governor's Task Force thoughts on integrating transportation, land use and air quality had a specific boundary? Mr. Cleveland replied that there was no specific boundary.

Mr. Pearson referred to the new transportation advisory committee that could only be overruled by a super majority. He commented that this would take away the authority of the local governments. Mr. Cleveland stated that there is an existing transportation subcommittee that makes recommendations to the Regional Council. Mr. Cleveland stated that this recommendation would add business and community people to the transportation committee, who would not have a majority over the mayors, but would be brought into the process. Mr. Pearson brought up that mayors represented all. Why do other organizations need to be represented again? Mr. Cleveland stated that this question took the Task

Force seven meetings to answer. He stated that a mayor represents businesses in a city, not in a region. Mr. Cleveland stated that the business and chamber perception is there are 29 heads without accountability nor public input. He stated that the Task Force was trying to create a better environment to broaden the base and create credibility. Conceptually, the Task Force is trying to bring people in at the technical level.

Ms. Dolan stated that there is a perception that when a mayor is at MAG, that mayor is representing his or her city, but is that mayor representing the region?

Mr. Pearson expressed that he felt they could be convinced that MAG is doing a good job without having to change. Ms. Dolan stated that the region is at risk for not extending the sales tax and having no money for transportation, or having another body managing the money.

Mr. Schrader asked if the Regional Council would be the decision makers with final authority over the transportation policy committee? Ms. Dolan stated that there is a recommendation that actions would have to be ratified by the Executive Committee or Regional Council, unless overruled by a super majority.

Mr. Morales asked if this opened up the process to citizen participation on a committee where they have expertise? He commented that if the participation is open to business, it should be open to citizens. Mr. Cleveland replied that it would.

Shane Dille asked the composition of the transportation policy committee. Chairman Harrell stated that once the concept is recommended, details would be decided. Mr. Bourey stated that it was envisioned that the majority of each committee would be of member agencies, but nothing has been set in concrete. Mr. Dille asked what the problem would be with a simple majority vote? Mr. Cleveland stated that this comes back to the perception of responsibility for decisions and how well is the region represented? Mr. Cleveland explained the notion is that some authority would be delegated to the policy group of balanced interests. They did the hard work and their recommendations should be supported. There ought to be a recognition of that effort and that it must be significant, more than a simple majority to overrule that work. Mr. Dille expressed concern that people who aren't players in the decisions will be making decisions. The authority should be with the Regional Council. Mr. Cleveland stated that there are two concerns from those outside of MAG: 1) Participation; and 2) If my vote is overridden by a simple majority, then it really doesn't count.

Mr. Bourey stated that in the past, MAG has not been involved with the business community as much as it could have. In order for the business community to feel they are a part, their vote needs to matter. MAG votes aren't 13-14 regularly. Usually, 99 percent of the votes taken are unanimous. Mr. Dille stated that it is important to have players at the table who are front line players.

Chuck Eaton asked if citizen involvement was included? Mr. Cleveland replied that they were included in other stakeholders.

Mr. Bourey read that Recommendation #2 that stated: "That we expand the business and other stakeholder representation on all of the MAG technical and advisory committees."

Mr. Martinsen expressed that he objected to the word “all.” He added his concern that some MAG business is governmental only. Mr. Martinsen stated that he would use “all” with technical committees only. Ms. Dolan stated that including all of the committees was intended. Mr. Cleveland stated that the Executive Committee and Regional Council were not part of that “all.” He stated that the Regional Council would probably not oppose striking the word “all.” Mr. Bourey pointed out that some committees, like POPTAC, should remain as specifically governmental.

George Pettit asked how the line would be drawn? Mr. Bourey stated that the recommendation would indicate that a majority of MAG committees would have other representation, but not all committees. Mr. Pettit noted that the recommendation did not specifically state that. Chairman Harrell indicated that staff could note to the Regional Council the concerns expressed by the Management Committee on the word “all”. Mr. Cleveland stated that it might be beneficial for staff to provide a list of all MAG committees and membership that was been sent out earlier to identify gaps in membership. For example, the Domestic Violence Coordinating Council does not have citizen representation.

Ms. Dolan stated that many of the smaller communities in particular might want representation on some of the committees, but lack staff resources. If MAG could expand to include citizens, that might be a way to allow them to participate. Mr. Morales stated that because his Town’s Council is small, all of the committees cannot be filled as they would like to. He commented that is why he would like to see citizen representation.

Mr. Bourey read Recommendation #3. It stated: “That we integrate the local and regional transit planning into the regional transportation system planning effort.”

Mr. Cleveland noted that this recommendation does not take away local authority, just ensures integration.

Mr. Driggs stated that the region has a regional sales tax, but not a regional transit tax. Assurance needs to be made that there is not usurpation of individual city transit taxes. He commented that some day there may be a regional transit tax that can impact every community in the region. In the meantime, there is a have/have not environment. RPTA works with the members, those that have money and those that don’t, to ensure there is a seamless system. Mr. Driggs stated that the RPTA Board has indicated they may be looking at changing the name of RPTA to Valley Metro, because it’s a better identifier. He stated that this is a well intentioned motion by Mr. Cleveland, but MAG and elected officials are often the same people that serve on each board.

Mr. Fairbanks expressed his support for this concept, but wanted to avoid forming more bureaucracy. Mr. Fairbanks stated that he wanted to ensure that agencies work together seamlessly.

Mr. Bourey read Recommendation #4. It stated: “That we delegate more responsibility and authority to an expanded executive committee, comprised of members from the MAG Regional Council.” Mr. Bourey stated that this is a potential way of having a body being more identifiable as being accountable. He mentioned that it is harder to get your arms around a large committee than a small one. Mr. Bourey added that there are concerns that some of the council members aren’t that informed or involved to a certain level of detail on some issues. Mr. Bourey stated that his comments were not meant as a criticism, but in recognition that mayors are very busy and have other priorities than Regional Council,

such as jobs, families, and their cities. He stated that there have been quorum difficulties, and some communities are hardly ever represented. Get the level of policy making at the appropriate level. The executive committee would deal with implementing long range issues.

Mr. Fairbanks asked if this change was a result of outside forces or self examination? Mr. Cleveland replied that it was a result of self examination.

Mr. Morales stated that there is a responsibility for participation. If someone is not there, they need to be replaced. There need to be rules in place to deal with those situations. Mr. Morales stated that some agencies say if you miss three meetings in a row, you are no longer on the committee.

Mr. Bourey read Recommendation #5. It stated: "That we hold Town Hall meetings, with a specific identified invitation list, that will advise the Regional Council on goals." Mr. Bourey stated that "Goals" was ambiguous, and would be long-term policy issues. He added that there was discussion on what the frequency of the Town Halls would be, but there has been no determination yet. Mr. Bourey stated that attendees would be invited from a broad base of both the private and public sectors, and beyond Maricopa County, to provide input to the Regional Council.

Mr. Pettit stated that he understood the concept of having a specific invitation list, but by invitation made it sounds like an exclusive group rather than an open town hall. Mr. Bourey stated that it was envisioned to be similar to the Arizona Town Hall, where 150 people attend. The notion was to receive a high level participation by the business community and other specific organizations. Mr. Bourey added that it was not intended to be exclusive, but to get people there.

Mr. Fairbanks asked if the Town Hall could include neighborhood and environmental leaders, and other key stakeholders? Mr. Bourey stated that he thought that was the intent.

Mr. Pettit suggested taking out the word "specific" and instead call it a "broad, inclusive" list.

Fred Carpenter asked who would set the agenda? Mr. Cleveland stated that there was a suggestion that there would be another committee.

Mr. Morales expressed that he liked the idea of allowing all to participate in a Town Hall, and not disallowing anyone.

Mr. Bourey stated that another recommendation that was not included in the sheet handed out at the beginning of the meeting. He read that Recommendation #6 stated: "Review and report the impact of proposed significant residential development on the regional facilities for transportation, open space, wastewater and water, prior to the jurisdiction taking action on the development."

Mr. Cleveland stated that currently, there is no reporting on the impacts of development on the freeway system, to the regional core, or employment centers. Under this recommendation, MAG would provide a review and report back to the jurisdiction so it is very clear how that impacts the greater whole, not just a jurisdiction's own streets and water systems. Mr. Cleveland stated that the review would ask, "Does it have unintended consequences to the region that could have filter down into the transportation, air quality and water systems?"

Mr. Martinsen stated that he probably would not have supported this issue if he had been present at the November 29th meeting. He commented that he saw it as an erosion of local land use control. MAG might say something contrary to what the community might want to do. Mr. Martinsen stated that it could impact communities that want to grow. He expressed his support for the idea of MAG being a clearinghouse of information, consolidation of general plans, and some measure of impact analysis, but the way this recommendation was worded is an erosion of land use control.

Mr. Cleveland stated that at the November 29th meeting, this started out as “all development,” regardless of type. It was changed because the Task Force felt that impacts to business development were not wanted, but rather a focus on residential development that has significant impact on regional infrastructure. Mr. Cleveland stated that in the Governor's Vision 21 Task Force report, there is a suggestion for regional impact fees. Ultimately, this will be out in front of us. He stated that this is an evolutionary step.

Mr. Ellis stated that his city could be affected by this recommendation. He stated that they share grave concerns, as stated by Mr. Martinsen, about this recommendation. Mr. Ellis stated that one size does not fit all. He stated that Peoria will oppose anything that smacks of oversight by MAG when it comes to land use decision making. Mr. Ellis stated that this would be divisive. He added that if MAG stays with this plan, the Planning Directors would need to be involved.

Mr. Bourey brought up that the jurisdiction is the one who would take action. MAG has no authority in this process. MAG would not circumvent the jurisdiction's ability to approve/disapprove an action. Mr. Bourey stated that cities do an excellent job in the way they deal with public facilities, but there is no regional review of impacts on the regional facility. Mr. Bourey noted that the review would be an information item only to cities, for their decision-making processes.

Mr. Eaton mentioned that the State has no way to address impacts of development on the transportation system. It is difficult to keep up with development that impacts the transportation corridor and ADOT ends up using its taxing authority to remedy. A regional review could help address the impacts on the state system. Mr. Eaton stated that even in rural areas, it is difficult to provide adequate transportation.

Shannon Wilhelmsen stated that there is a lot of pressure on a community when there is a public document. She mentioned that Tempe worked with MAG on comments MAG made on their general plan. Ms. Wilhelmsen stated that this is a slippery slope to put preemptions on ourselves and make these reviews public documents. If comments are made about what a city should be doing, the city may not act on it but others will bring it up based on the MAG comments.

Joe Blanton stated that the Town of Buckeye's master planned communities are very large, 8-10,000 acres. They may have the same impact as 20 developments in another city. Mr. Blanton asked for clarification of what constitutes “significant development?” He stated that he would not necessarily object to a cursory or advisory review by MAG, but fears processes, such as a 208 amendment or TIP amendment, could be stalled or blocked. Mr. Blanton stated that the Town had a situation where there were comments made on mixed use development that used outdated data. He expressed concern about that. Mr. Bourey replied that the words were carefully chosen to say “significant” to give opportunity for a threshold to be determined later. Mr. Blanton asked if large residential developments already

approved by communities would be grandfathered. Mr. Bourey replied that the review would apply to new proposals only.

Mr. Morales stated that last year he left the retreat thinking that local control was still with the community. He thought there was a consensus for the sharing of information so that communities could interact and share development plans and ideas.

Mr. Bourey stated that this concept originated out of the Regional Council retreat in January. There was a presentation given on the dramatic increase in the region's population. Mr. Bourey stated that there was a strong consensus to proactively look at the region as a whole, look at the tremendous amount of growth and how to help cities deal with the impacts from that growth.

Mr. Schrader suggested striking everything after the comma after water, "Prior to the jurisdiction taking action on the development." Mr. Bourey stated that phrase was put in to make it clear the jurisdiction was the decision point. And so MAG could provide to the jurisdiction prior to them taking action, so that they could take the action. Mr. Bourey indicated that some wordsmithing may be needed.

Ms. Dolan stated that this could be interpreted that the city could review and report. If Avondale has a development, they would create that information, and MAG might be a source of information.

Mr. Martinsen stated that the clearinghouse function makes sense. Providing information before action puts the onus on the community.

Ms. Dolan stated that just having the information to take into account the impacts on the regional infrastructure, would be helpful. MAG would be the source of the information, it doesn't have to be a report.

Mr. Fairbanks stated that the City of Phoenix is concerned with this recommendation, which might be the most challenging. Mr. Fairbanks stated that creating a working mechanism that responds to this concern and still works, may be helpful.

Mr. Bourey stated that the Vision 21 recommendation is more onerous. It requires review by the State before proceeding, all costs will be borne by the community, and the State will make the judgment. This small step could really help in the evolution process.

Mr. Pettit expressed concern for general plans that are policy statements reviewed by MAG as part of Growing Smarter. The communication should already be there. How communities deal with issues should be part of general plans. MAG made comments on their general plan, that MAG thought the development should be industrial to accommodate an airport plan. Mr. Pettit brought up that had already been developed as residential in the 80s. Mr. Pettit expressed that he would have great trepidation about this going forward.

Chairman Harrell stated that if this is done carefully and well, this can speak to many regional problems that some agency at least needs to be viewing. He encouraged caution and care of the local jurisdictions and their ability to make decisions.

Mr. Pettit stated that some of the worst traffic impacts don't have to do with residential at all. Residential development is not the only cause for congestion.

Ms. Wilhelmsen commented that it had been stated that this concept was needed because the Vision 21 recommendations were more egregious. She asked how much support has been shown for the Task Force recommendations? Mr. Bourey replied that the Vision 21 recommendation failed until land use was added. They have made it very clear that they believe there should be a regional agency to deal with land use. Mr. Bourey stated that he thought there was a great deal of support by the Vision 21 Task Force that land use is an integral part, due to the growth that has occurred. He stated that he could not predict how it will play at legislature.

Mr. Bourey read Recommendation #7 that stated: "That data compiled on residential developments of significance would be integrated into the TIP and Long Range Transportation Plan, and 208 approval processes, where there is an action that would be going forward to the Regional Council."

Mr. Fairbanks asked if the general intent of the concept was that residential development on the fringes would have more priority over other transportation needs? He commented that although the City of Phoenix has residential development on the fringe, he was concerned that new development might get priority over existing projects. Mr. Bourey replied that was not the intent. Mr. Cleveland stated that there could be concern because there will be greater impacts on existing infrastructure because of development on the fringes. Mr. Fairbanks stated that all needs should be considered, in balance, and existing development should not take a back seat.

Mr. Cleveland stated that there is a balance. If there is development in areas where there is no transit system, an examination of how you will get transit to them, or how they would link to other systems, is needed.

Mr. Blanton expressed concern that this data will be used to control decisions about land use, and to not allow approval of a 208 plan. Mr. Cleveland suggested that communities get their 208 capacity authorized before this happens.

Chuck Eaton stated that, from the ADOT perspective, knowing that impacts are being considered, the concept gives ADOT the opportunity to discuss the impacts on the existing system with communities, builders and developers. A better way could be discussed to arrange the system so people are not forced us to use an inadequate facility. Mr. Eaton stated that there needs to be serious consideration of the impact of development on the system, so ADOT can plan better for that development.

Mr. Bourey read Recommendation #8 that stated: "That the Regional Council consider whether they want to extend voting participation to local governments in the contiguous urbanized area." Mr. Bourey explained that Apache Junction was allowed to sit at the table, but as a nonvoting member. To have voting status, there needs to be a change in the MAG By-laws. Mr. Bourey stated that it is important to remember that Apache Junction is a part of the MPO designation for the urbanized area. The calculation of money coming to MAG for transportation includes Apache Junction. At the present time, they don't have a vote to determine how that money is spent. Mr. Bourey noted that from a long range perspective, other areas may eventually be a part of the urbanized area. He added that right now, discussion primarily involves Apache Junction.

Mr. Bourey read Recommendation #9 that stated: "That after these recommendations are accepted, we look at re-branding MAG." Mr. Bourey said that several reasons have been suggested for changing the MAG name. If MAG expands beyond its boundary, then the association is no longer Maricopa. He mentioned that there is confusion between Maricopa County and MAG. Association of Governments may not be appropriate if membership includes organizations other than governments. Mr. Bourey stated that a change could also enhance MAG's image.

Mr. Parr stated commented that Ms. Dolan had accurately described the Governance recommendations as a real timing question. The best defense is a good offense. The recommendations will be provided to the Regional Council at the December 12th meeting and the January 11th retreat. Mr. Parr urged members to go back to their elected officials and help them understand the importance of the timing, that these issues need to be moved on quickly, and to be ready for discussion on December 12th and January 11th.

Ms. Dolan stated that she will work with her mayor to understand if we don't do ourselves, it will be done for us.

Mr. Fairbanks stated that he did not have to convince his mayor, but would need to convince the City Council. He commented that this is the right direction. Mr. Fairbanks stated that moving ahead calls for some trust, even within this group. Moving ahead says we have faith in MAG. These are principles and direction. He noted that the recommendations will need to be adopted by the mayors. Moving ahead at this stage is showing your trust in MAG that the changes will not be damaging to communities. Mr. Fairbanks stated that specifics could be developed that will make MAG better. Even though some recommendations bothered him, he was comfortable moving ahead.

Urban Giff stated that he echoed Mr. Fairbank's comments. In terms of what MAG has now, in comparison to changes, is this going to make it better? Mr. Giff stated that MAG is subject to change or be changed. If MAG is strong enough, this examination could verify MAG and no changes will be needed. Mr. Giff asked if it is a threat to local governments, to add those who want to be elected but are not? He stated that one item that could be very effective is the Town Hall. He commented that he himself has seen this be a very rewarding experience dealing with issues. The Town Halls include elected officials, those who want to be, and state legislators. All are participants in examining these issues. They come up with good ideas to bring forward. Mr. Giff noted that the key results are advisory, not mandatory. Mr. Giff stated that the Town Hall may be crucial in allowing the Regional Council to move forward. A study report of each subject is given ahead of time to participants that could provide information on how MAG is structured, what it has done, the work and accomplishments. The information will allay negative thoughts by providing knowledge. He added that most members feel comfortable with what MAG does, but recognize that others see a need for change.

Mr. Pearson expressed that he still had concerns about Recommendations #1 and #2, because they dilute the authority of the cities.

Mr. Shook stated that Apache Junction feels very strongly on the being extended membership. He appealed to the fairness, democracy and sensitivity of MAG to their plight. Mr. Shook mentioned that although Apache Junction is mostly in Pinal County, it is mostly affected by the MAG region. He added that Apache Junction is in the air quality district and the water management area. Mr. Shook

mentioned TIP funds received. Apache Junction is affected by the transportation planning done in the region. He brought up that the recommendations include land use, and Apache Junction should be involved in that as well. Mr. Shook requested that Apache Junction be given voting status, because it is affected by the MAG region, but have no voice. He stated that this is the first time a representative from Apache Junction has ever contributed comments at a MAG meeting, because it is inappropriate to comment without a vote.

Cynthia Seelhammer stated that some of Queen Creek is in Pinal County. Pinal County has more than 100,000 units zoned, and the impact on Queen Creek is enormous. Ms. Seelhammer spoke in favor of granting Apache Junction membership.

Mr. Morales asked when discussion of detail would take place? Chairman Harrell replied that discussion of the concepts should be regarded as the first stage. Working out details would be a second stage process after the recommendations are adopted by the Regional Council. He commented that the Regional Council would probably put in place the mechanism to come up with the detail to implement the recommendations.

Mr. Cleveland stated that it is appropriate for this body to make an offer to the Regional Council that this body wants to be actively engaged in the discussion in developing these details so that all the matters brought up today can be considered and everyone dealt with equitably and fairly. These comments add value, and reinforce the notion that if the detail had been brought forward at this meeting, discussion would never have proceeded. Mr. Cleveland extended his appreciation for the support given to the Task Force in their efforts. Mr. Fairbanks left the meeting and was replaced by Bridget Schwartz-Manock.

Chairman Harrell requested that staff convey Mr. Cleveland's comments to the Regional Council specifically as to the desire of the Management Committee to be actively engaged in filling in the details.

Mr. Ellis expressed concern with the land use recommendation. He stated that it seemed like an all or nothing deal. He asked how would concerns be expressed while still being supportive? He stated that he was concerned about how his concern will be interpreted.

Chairman Harrell stated that this item was not specified for action. He asked members to ensure that the spirit of Ms. Dolan's comment, "Do or be done for us," is conveyed to the mayors. All need to fully understand each of the recommendations so members can explain them to the mayors so there can be full debate at the Regional Council meeting and retreat. He requested that staff relay members comments to the Regional Council. Mr. Ellis requested the updated Recommendation list be provided to members.

Ms. Wilhelmsen asked if the recommendations would be provided to the Regional Council only or to other groups also? Mr. Bourey replied that because MAG is being looked at by a great many people, and the advisory committee was composed of others, the recommendations would be looked at by other groups. He added that it is a public document. Ms. Wilhelmsen asked if others would be providing comments? Mr. Bourey replied that would depend on the circumstances. He added that Valley Forward has expressed an interest.

Mr. Cleveland stated that he understood that all dialogue would be through the Regional Council Chairman, and the rest wouldn't comment until the Regional Council carried the message forward. Mr. Cleveland commented that otherwise, it would be presumptuous to put the information out there until it is agreed to what is on the table. Ms. Dolan stated that it was her understanding that the Chair would be the appropriate spokesman. The Task Force left commenting to his discretion.

Mr. Giff stated that one item that may be advisable is some acknowledgment regarding Indian Communities, because they are sovereign, and the boundaries are different. He noted that it is important for the tribes to discuss these issues, otherwise they may be left out. Mr. Giff expressed that it is important to acknowledge that participation by the tribes will be included. They will need to be enacted as a statute, regardless of what the legislature does. Ms. Dolan left the meeting and was replaced by Steve Olson.

Development of Potential Goals for FY 2002-2003

Mr. Bourey stated that discussion of the Draft Regional Council Goals is part of the expanded effort to get input for the Work Program. The Freight Planning Goal includes partnership with the business community to improve freight movement into and through the region and overall mobility, including rail, highway and airport movement.

Mr. Bourey stated that the Homeland Security Goal would protect citizens from terrorist attacks and improve potential recovery response by enhancing communication among member agencies regarding public infrastructure. He added that the recent MAG Contingency Forums have had tremendous amount of interest and additional forums will be scheduled.

Mr. Bourey stated that the Partnership with Regional Business Community Goal includes work in concert with regional business organizations to ensure that economic development, infrastructure planning, growth management and other policies are focused on enhancing the metropolitan area's competitive advantage over other regions.

Mr. Bourey stated that the Development of Regional Impact Goal analyzes the adequacy of regional public facilities of significant residential developments to assist local governments in addressing regional impacts and provide information for actions involving the Regional Transportation Plan, Transportation Improvement Program, and the 208 Water Quality Management Plan. Mr. Bourey stated that this goal reflects input from Task Force that resources are a significant issue.

Chairman Harrell stated that this is a general process, and specifics would be considered later. Members may want to wait until the second stage process happens before a goal is put before city staff. Mr. Bourey mentioned that draft goals are for the Work Program that begins July 1, 2002.

Miryam Gutier asked when the Regional Council takes action, if different than the goal, will the goal change? She stated that she believed this was very premature and she had a problem with this being a goal. Ms. Gutier stated that from discussion at the Task Force meeting, the idea was not to have it come up from the Management Committee to the Regional Council but down from the Regional Council to the Management Committee. Mr. Bourey stated that it would be a goal only if the Regional

Council wants to pursue it, and could change based on Regional Council discussion. If the Regional Council wants to do it, it has to be a significant Work Program item.

Steve Olson asked who developed these goals? Mr. Bourey answered that MAG staff developed the draft ideas for consideration as part of the Work Program process. Mr. Olson asked if the goal development should go through the committee levels? Mr. Bourey replied that it was not envisioned that goal development would go through the committee process, because it is not practical to have all committees involved. He noted that some of the goal ideas came from committee work. Mr. Olson asked if the professionals should deal with it first? Mr. Bourey stated the Regional Council wanted to make the development of the Work Program a more objective process. The goals set the direction for the MAG organization. Setting the direction for the Regional Council doesn't lend itself to a committee process. Mr. Bourey stated that after the January Regional Council retreat, a process will be put in place through the Regional Council, to have a workshop on the Work Program.

Chairman Harrell asked the process for these goals? Mr. Bourey explained that it was envisioned to get Management Committee input for these goals before bringing them to the Regional Council. Chairman Harrell stated that he wanted to ensure that specific comments by members would be conveyed to the Regional Council.

Mr. Bourey stated that the Regional Transportation Plan is an ongoing effort. The Regional Transportation Plan Goal would develop a Regional Transportation Plan that defines the infrastructure investments and funding necessary to maintain mobility and ensure a high quality of life for the region.

Mr. Bourey stated that the High Speed Electronic Infrastructure Goal would enhance the region's global competitiveness by implementing the MAG Regional Community Network Study and the MAG Regional Telecommunications Strategic Plan. Mr. Bourey noted that this goal is an example of a goal that came from a MAG committee.

Mr. Bourey stated that the TEA-21 Reauthorization Goal would develop, in cooperation with ADOT and RPTA, a regional strategy for the reauthorization of TEA-21. Mr. Bourey stated that there is a tremendous amount at stake so the idea is to develop a strategy within the next year, so MAG will be in a position to be effective when hearings start next year. Mr. Olson asked if language should be included for RPTA and member agencies? Mr. Bourey replied that MAG is the member agencies.

Mr. Bourey stated that the Special Census Goal would examine the options for conducting a Special Census for this region in 2005 for member agency consideration. Mr. Bourey stated that this goal examines the options for conducting a census, to help cities in deciding whether they want to proceed with a Special Census or not.

Mr. Bourey stated that the Electronic Government and Smart Permitting Goal would serve as a regional forum to encourage more unified procedures for the customer in accessing local governments' information and services in the region. He mentioned that there is still a strong need for looking at how support for permitting or electronic government is provided.

Mr. Pettit asked for clarification if the procedures would be uniform or unified? Mr. Bourey replied that they could be one or the other.

Mr. Bourey stated that the Regional Haze Planning Goal would fully develop MAG visibility modeling capabilities to assess the problem and evaluate measures to improve visibility in the region and nearby areas. Work with MAG member agencies and the State in pursuing effective strategies without economic disruption. He mentioned that there has been discussion about concern of the brown cloud in the region. This goal would help develop the visibility modeling capabilities to assess the problem.

Mr. Bourey stated that under the Open Space Goal, MAG would work with local and state agencies and community organizations in developing tools and funding to assist in the preservation of open space and participate in efforts regarding state lands to preserve open space. He added that the open space plan was adopted many years ago, but more work to be done to develop tools and funding to assist in preservation.

Mr. Bourey stated that the Regional Town Hall Goal would institute Regional Town Hall meetings with a specific identified invitation list, that will advise the Regional Council on goals. Mr. Bourey mentioned that if the Regional Council wants to do this, a placeholder is needed in the Work Program to implement it.

Chairman Harrell asked if there were any further comment on proposed goals? Mr. Pettit reiterated his previous comments on the Town Hall to change the language on the specific invited list, going with a word like "broad," instead.

Election of Officers

Chairman Harrell stated that at the November MAG Management Committee meeting, Terry Ellis was elected as Vice Chairman to serve for the next 6 months until June 2002. He stated that Mr. Bourey spoke to the past four Chairs to assess their willingness to assume the chairmanship for this 6 month period of time. Mr. Bourey stated that Fred Carpenter has said he would be able to assume the chairmanship.

Mr. Morales moved to elect Fred Carpenter as Chairman of the MAG Management Committee for the next 6 months until June 2002. Ralph Velez seconded, and the motion carried unanimously.

Mr. Ellis asked about discussion of a nominating committee? Chairman Harrell explained that staff will be presenting draft revised procedures for dealing with election of officers. Those procedures would be modified and voted on by the Management Committee prior to the time of election in June of next year. Mr. Ellis stated that the timing is propitious, because it coincides with discussions about reorganization. He stated that a lot of thought will be needed as to who will lead this organization. Chairman Harrell stated that staff will solicit input from members on election procedures.

Public Comment

Chairman Harrell recognized public comment from Blue Crowley, who stated that under the rules by which MAG exists, in TEA 21, it says at all points citizens and affected parties should have input. If the job was getting done, the public would be quiet. When talking about elected officials – who was elected to MAG? None. Mr. Crowley stated that if the Legislature allows for the new body, he himself would be one of those running for that office. Is MAG just trying to maintain existence or get the job

done? This is TEA 21. It has a section about pedestrians and bicyclists that says they are supposed to be first. So why is this the first time he has seen the document saying he will get his tunnel under I-17? Mr. Crowley displayed a 1990 City of Phoenix transit document that talks about bus stations. He read from the document that "The station at I-10 and Central Avenue is supposed to intercept commuters at Central Avenue and distribute them to their employment destinations along Central Avenue using shuttle buses. The express station is estimated at \$12 million dollars, and \$3 million needed to be raised locally." What's got to be done to have this terminal completed? Mr. Crowley stated that he has commented over and over, that Phoenix should abandon it to the state, if they're not going to do the job. Government employees should get out of single occupant vehicles and into an alternative mode. He stated that he wants each government employee out of their cars one in five days a week. Mr. Crowley stated that he can't even comment on the governance recommendations because of tyranny of staff and leadership of MAG. We are going to go to an election, we need business to give us that mother's milk. Mr. Crowley commented on developing standards for adequate public facilities. In the CAC plan there is a paragraph that says "MAG and ADOT should be adding park and ride lots." Mr. Crowley stated that was what was stated by Mayor of Phoenix at the last meeting. Chairman Harrell requested that Mr. Crowley wrap up his comments. Mr. Crowley stated that in Peoria there is a bus on Peoria, a little on Grand, inadequate bus service. When you are talking about going to a vote, there are multiple pools of money out there. He stated that he did not want to go to a vote, he has been screwed too many times. He wants to see a split vote. What about buses to the reservations? Rail is needed in the Valley. When they are talking about putting a stadium at 12th Street and McDowell, who will be able to reach it? Chairman Harrell requested that Mr. Crowley conclude his comments because he had gone well over five minutes. Mr. Crowley said that he had three documents he still needed to address. He stated that he needed MAG to be proactive in outreach, not just reactive. Mr. Crowley stated that it's going to be people like himself who are going to be proactive. He is a part of it. This is his home.

There being no further business, the meeting adjourned at 11:50 a.m.

Chairman

Secretary